



U.S. Department of Justice

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District of Massachusetts

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September 20, 1984

William J. Cheeseman
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One Post Office Square
Boston, MA 02109

RECEIVED

21 SEP 1984

REGION I
OFFICE OF REGIONAL COUNSEL

Re: U.S. v. AVX, et al.
C.A. No. 83-3882-MC

Commonwealth v. AVX
C.A. No. 83-3899-MC

Dear Mr. Cheeseman:

Enclosed please find a copy of the monthly progress report on the NUS Hot Spot Remedial Investigation/Feasibility Study contract for August, 1984.

Very truly yours,

WILLIAM F. WELD
United States Attorney

BY: *Rt. Chief*

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Assistant U.S. Attorney
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U.S. v. AVX Original Litigation Document

WORK ASSIGNMENT STATUS REPORT EPA CONTRACT NO. 68-01-6699, MOD. NO. 28 WORK ASSIGNMENT NO. 28-1L43 NEW BEDFORD SITE BRISTOL COUNTY, MASSACHUSETTS NUS PROJECT NO. 0725

Activity: Remedial Investigation/Feasibility Study

1. Progress this Period - August 1984:

- The draft report of the fast-track Feasibility Study (FS)(Task 16) was released to the public for review and comment. Review comments of the involved agencies were incorporated prior to release. A public meeting was held on August 22, 1984 to present the study findings. An addendum to the report is in preparation.
- Battelle has initiated work on the modeling study (Task 8) and the sampling (Task 9). Quality Assurance, Health and Safety, and Site Operations Plans (SOPs) are in progress.
- A drilling subcontract was awarded for the hydrogeologic investigation of Sullivan's Ledge (Task 10). Bids were solicited for the surveying.
- Community relations support continued (Task 15), including the preparation of graphics and slides for the public meeting.
- Work continued on the technical specifications for the laboratory analysis (Task 19). A meeting was held to resolve several of the issues.

2. Problems Resolved:

- EPA has approved Battelle's Work Plan for Tasks 8 and 9.
- Communications have been ongoing between NUS Corporation (NUS), Battelle, EPA Region I, and the EPA's research laboratory in Cincinnati regarding technical issues of the laboratory analysis (Task 19).
- A fifth alternative is being developed in the fast-track FS (Task 16) in response to agency concerns about impacts to wetlands.
- The State has formally issued a letter of no support for the recommended upland disposal sites.

3. Anticipated Problem Areas and Recommended Solutions:

- Technical and administrative/contractual issues have delayed the procurement of a laboratory. The first round of sampling will be completed as scheduled, but subsequent rounds may be delayed if a sample backlog develops.

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- Both the drilling and surveying bids for Sullivan's Ledge (Task 10) are considerably higher than the budget estimate. The former is primarily due to the fact that the estimate was based on using a local firm that previously drilled at the site, whereas the actual bids were solicited only from out-of-state, Small, Disadvantaged Businesses (SDBs).
- The surveying specifications are being reviewed and may be rebid. Additional funding is available from other tasks.

4. Deliverables Submitted:

August 9, 1984: An Executive Summary of the draft report of the fast-track FS was submitted for public review.

August 23, 1984: The draft report of the fast-track FS was released for public review and comment.

5. Upcoming Events:

- An open-house will be held on September 12, 1984 to address questions and comments of the public on the findings of the fast-track FS.
- An addendum to the fast-track FS report will be submitted on September 11, 1984. This presents a fifth alternative for remediation of the hot-spots, and provides additional justification for eliminating other alternatives. X
- A meeting will be held on September 11, 1984 to resolve remaining issues on the laboratory protocol. X
- Harbor sampling is scheduled to begin during the week of September 10, 1984.
- Drilling at Sullivan's Ledge is scheduled to begin on October 1, 1984.

6. Activities Planned:

- Continued involvement with the fast-track FS, including response to initial comments.
- First-round of harbor sampling and deployment of oceanographic monitoring equipment.
- Issuance of a surveying contract for Sullivan's Ledge. Planning and start-up of the drilling program.

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- Completion of the ambient air testing program (Task 12).
- Further investigation of groundwater conditions and flow patterns near the Acushnet River Estuary (Task 13).
- Solicitation of proposals for the laboratory analysis (Task 19).

7. Key Personnel Changes: None

8. Subcontracting:

- A contract was awarded to Battelle for Task 8 (Modeling) and Task 9 (Sampling).
- A contract was awarded to M&M Engineering of Virginia for the drilling at Sullivan's Ledge (Task 10).

9. Travel this Period:

August 6, 1984: An NUS community relations specialist accompanied EPA to meetings with the Portuguese community in New Bedford.

August 13, 1984: The NUS Project Manager and personnel from the Zone Project Management Office (ZPMO) met in Rosslyn, Virginia, to set up a framework and to resolve various issues in regard to the laboratory analysis subcontract.

August 14 and 15, 1984: The NUS Project Manager attended a project status meeting and a regional review meeting at EPA Region I in Boston.

August 21 and 22, 1984: Personnel from the Remedial Planning Office (REMPO) and EPA prepared for and participated in a public meeting in New Bedford.

10. Contract Laboratory Program: No Involvement

11. Schedule Changes: None